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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

HABEN BERHANE,

Plaintiffs,

vs.

BAYER HEALTHCARE,
Biological Products Division,
a for profit business entity,

Defendant.

CASE NO. C05-02872-JSW

STIPULATION AND ~~(Proposed)~~
ORDER TO CONTINUE CASE
MANAGEMENT CONFERENCE

Date: October 28, 2005
Time: 9:00 a.m.
Courtroom: 2, 17th Floor
Judge: Honorable Jeffrey S. White

Trial Date: None Set.

Whereas, the Court has scheduled a Case Management Conference in this civil action for October 28, 2005, and ordered the parties to file a Joint Case Management Conference Statement on or before October 21, 2005;

Whereas, the parties have reached an agreement in principle to resolve this civil action, subject to finalized release documentation; and

Whereas, it is not possible to finalize the release documentation prior to October 21, 2005, or October 28, 2005,

The parties to this action through their undersigned counsel of record hereby stipulate and agree that:

(1) The Case Management Conference set for October 28, 2005, be continued until January 20, 2006,

(2) The Parties will finalize the settlement documents before January 20, 2006;

(3) That the parties be relieved in the interim of engaging in any activities in the prosecution of their claims or defenses;

(4) Bayer reserves the right to renew its defense of this action and enforce discovery obligations of plaintiff should the settlement of this matter fail to be finalized by January 20, 2006.

DATED: October 24, 2005

THE LOUDERBACK LAW FIRM

By: s/Jerome Schreiberstein
JEROME SCHREIBSTEIN
Attorneys for Defendant
BAYER HEALTHCARE LLC

1 DATED: October 24, 2005

MOORE & MOORE

2 By: _____/s/ _____
3 HOWARD MOORE, JR.
4 Attorney for Plaintiffs
5 NATHANIEL WOODS,
6

7 DATED: October 24, 2005

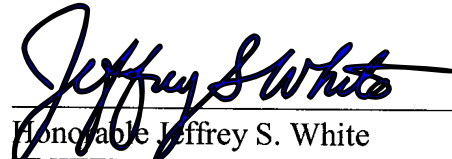
CHARLES STEVEN RALSTON

8 By: _____/s/ _____
9 CHARLES STEPHEN RALSTON
10 Attorney for Plaintiff
11 NATHANIEL WOODS
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ORDER

Pursuant to stipulation: IT IS SO ORDERED.

Dated: October 25, 2005


Honorable Jeffrey S. White
UNITED STATES DISTRICT JUDGE

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